

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

IN RE:

WC 3rd and COLORADO LP,

Debtor.

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CASE NO. 20-10887-tmd

**DEBTOR'S STATEMENT OF ISSUES
ON APPEAL AND DESIGNATION OF THE RECORD**

In accordance with Bankruptcy Rule 8009(a), Debtor WC 3rd and Colorado, LP, (“**Debtor**”) hereby submits its statement of issues and designation of the record regarding Debtor’s appeal from the *Order Granting Motion to Dismiss Case* [Doc 59].

I. STATEMENT OF ISSUES

Did the Bankruptcy Court err as a matter of law in determining that the Debtor, through its general partner, lacked the authority to file a voluntary petition for voluntary relief under section 301 of the Bankruptcy Code?

II. DESIGNATION OF RECORD ON APPEAL

Debtor designates the following items for inclusion in the record on appeal:

<u>Description</u>	<u>Filing Date</u>	<u>Docket No.</u>
Voluntary Petition	08//05/20	1
Motion to Dismiss (Milligan)\	08/07/20	10
Motion to Dismiss (Mitte)	08/11/20	14
Response of Debtor to Motions to Dismiss	08/24/20	40
Reply (Mitte)	08/26/20	42
Reply (Milligan)	08/26/20	43

Sur-Reply (Debtor)\	09/01/20	51
Order Granting Motions to Dismiss	09/14/20	59

Dated: the 13^h day of October 2020.

Respectfully submitted,

/s/ Mark H. Ralston

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ATTORNEYS FOR DEBTOR
WC 3rd AND CONGRESS LP

CERTIFICATE OF SERVICE

I certify that on the 13th day of October 2020, a true and correct copy of the foregoing document was sent to all parties receiving notice through the ECF System in this Bankruptcy case and to following via first-class mail:

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